

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF THE UNION LIGHT, HEAT)	
AND POWER COMPANY FOR A CERTIFICATE)	
OF PUBLIC CONVENIENCE AND NECESSITY)	CASE NO. 2004-00017
TO CONSTRUCT GAS DISTRIBUTION FACILITIES)	
WITHIN ITS SERVICE TERRITORY)	

O R D E R

By Order of May 3, 2004, the Commission ordered The Union Light, Heat and Power Company ("ULH&P") to file, in its fourth quarter progress report, the actual costs of all construction performed in 2004. ULH&P moves the Commission for clarification of that requirement. By this Order, we address that request and amend the requirement.

ULH&P states that it is unclear whether the Commission wanted ULH&P to file the information with the fourth quarter progress report that is due December 31, 2004 or to file it as part of its annual filing due no later than March 31, 2005, which will reflect the construction activity that occurred through the fourth quarter of 2004. ULH&P states that it will not have the complete actual cost information available by December 31, 2004; therefore, it requests that the Commission clarify its Order to require ULH&P to file the actual costs of the construction performed in 2004 when it files its annual filing.

The Commission finds that the intent of the requirement was for the Commission to receive the actual costs of the construction performed in 2004. Since ULH&P states that the information will not be available until after December 31, 2004, the Commission finds that its Order should be amended to require ULH&P to file the information on or before March 31, 2005.

IT IS THEREFORE ORDERED that Ordering Paragraph 3 of the Commission's Order of May 3, 2004 is amended to read as follows: On or before March 31, 2005, ULH&P shall file a report with the Commission setting forth the actual costs of the construction performed in 2004.

Done at Frankfort, Kentucky, this 1st day of June, 2004.

By the Commission

ATTEST:


Executive Director